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N:	ame of Debtor (if individu

Case 09-72724 D B1 (Official Form 1) (1/08)		led 06/30/09 Document	Entered Page 1	d 06/30/09 13:5 of 41	57:37 Desc	Main
		Sankruptcy Co strict of Illino			Voluntar	y Petition
Name of Debtor (if individual, enter Last, First, Middle): Oerkfitz, Timothy P.			Name of Joint Debtor (Spouse) (Last, First, Middle):			
All Other Names used by the Debtor in the las (include married, maiden, and trade names):  None	8 years			mes used by the Joint Doied, maiden, and trade n	•	s
Last four digits of Soc. Sec. or Individual-Taxp (if more than one, state all): 8696	ayer I.D. (ITI	N) No./Complete EIN	Last four digit (if more than o		ual-Taxpayer I.D. (IT	IN) No./Complete EIN
Street Address of Debtor (No. and Street, City 2661 Haydn Street	and State)		Street Address	ss of Joint Debtor (No. a	nd Street, City, and St	ate
Woodstock, IL		ZIPCODE 60098				ZIPCODE
County of Residence or of the Principal Place Mchenry	of Business:		County of Re	sidence or of the Princip	oal Place of Business:	
Mailing Address of Debtor (if different from s	reet address):		Mailing Addı	ress of Joint Debtor (if d	ifferent from street ad-	dress):
		ZIPCODE				ZIPCODE
Location of Principal Assets of Business Debt	or (if different	from street address ab	oove):			ZIPCODE
Type of Debtor (Form of Organization) (Check one box)  Individual (includes Joint Debtors) See Exhibit D on page 2 of this form.  Corporation (includes LLC and LLP)  Partnership  Other (If debtor is not one of the above entities, check this box and state type of entity below.)  Filing Fee (Check one fill fill fill fill fill fill fill fil	Single 11 U.S. Railro Stockt Comm Clearin Other De und Co	a Care Business Asset Real Estate as defised. S.C. § 101 (51B) and broker modity Broker ng Bank  Tax-Exempt Entity (Check box, if applicable estor is a tax-exempt organder Title 26 of the United de (the Internal Revenue)  Aviduals only) Must att g that the debtor is una ficial Form No. 3A.  Aviduals only). Must	check ble Do Check A A A	Chapter 7  Chapter 9  Chapter 11  Chapter 12  Chapter 13  Debts are primar debts, defined in §101(8) as "incu individual prima personal, family purpose."  Cone box: Chapter ebtor is a small business	rily for a , or household  r11 Debtors as defined in 11 U.S.0 ness as defined in 11 U.	one box) Petition for of a Foreign ding Petition for of a Foreign of a Foreign of a Foreign occeding  Debts are primarily business debts  C. § 101(51D)  J.S.C. § 101(51D)  obts (excluding debts 100,000)  on from one or
Statistical/Administrative Information  Debtor estimates that funds will be available for Debtor estimates that, after any exempt property			paid, there will be	e no funds available for		THIS SPACE IS FOR COURT USE ONLY
distribution to unsecured creditors.  Estimated Number of Creditors  1-49 50-99 100-199 200-5	99 100	00- 000 5,001- 00 10,000	10,001- 25,000	25,001- 50,000 50,000 100,00		
Estimated Assets  \$0 to \$50,001 to \$100,001 to \$500,0 \$50,000 \$100,000 \$500,000 to \$1 millio	to \$10	0 to \$50	\$50,000,001 to \$100 million	\$100,000,001 \$500,000 to \$500 to \$1 bil million		
Estimated Liabilities  \$0 to \$50,001 to \$100,001 to \$500,000 \$500,000 \$500,000 to \$1 millio	to \$10	0 to \$50	\$50,000,001 to \$100 million	\$100,000,001 \$500,000 to \$500 to \$1 bil million	,	

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B1 (Official Tarse 10917/08724 Doc 1 Filed 06/30/09 Entered 06/30/09 13:57:37 Desc Main Page 2				
Voluntary Petition (This page must be completed and filed in every case)	Page 7 of 41 Name of Debtor(s): Timothy P. Oerkfitz			
All Prior Bankruptcy Cases Filed Within Last 8 Years (	If more than two, attach additional sheet)			
Location	Case Number:	Date Filed:		
Where Filed: Northern District of Illinois	09-71682	4/27/09		
Location Western Division Where Filed: N.A.	Case Number:	Date Filed:		
Pending Bankruptcy Case Filed by any Spouse, Partner	•			
Name of Debtor: NONE	Case Number:	Date Filed:		
District:	Relationship:	Judge:		
Exhibit A  (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11)  I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. § 342(b).				
Exhibit A is attached and made a part of this petition.	X /s/ Scott A. Bentley Signature of Attorney for Debtor(s)	30 June 2009  Date		
Yes, and Exhibit C is attached and made a part of this petition.    No   Exhibit D				
Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.  Information Regarding the Debtor - Venue				
(Check an Debtor has been domiciled or has had a residence, princi immediately preceding the date of this petition or for a lo				
There is a bankruptcy case concerning debtor's affiliate,				
Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United Sates in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.				
Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes)				
Landlord has a judgment for possession of debtor's residence. (If box checked, complete the following.)				
(Name of landlord that obtained judgment)				
(Address	of landlord)			
Debtor claims that under applicable non bankruptcy law entire monetary default that gave rise to the judgment fo				
Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.				
Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).				

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Case 09-72724 Doc 1	Filed 06/30/09	Entered 06/30/09 13:5	57:37 Desc Main	
B1 (Official Form 1) (1/08)	Document	Page 3 of 41	Page	
Voluntary Petition		Name of Debtor(s):		
(This page must be completed and filed in eve	ery case) Signa	Timothy P. Oerkfitz		
C' ( ) OD LA( ) (L. P. L.			• B 445	
Signature(s) of Debtor(s) (Individua	,	Signature of a Fo	oreign Representative	
I declare under penalty of perjury that the information p is true and correct.	provided in this petition			
[If petitioner is an individual whose debts are primarily			nat the information provided in this petition	
has chosen to file under chapter 7] I am aware that I ma chapter 7, 11, 12, or 13 of title 11, United States Code,	, understand the relief	is true and correct, that I am the fore proceeding, and that I am authorized	eign representative of a debtor in a foreign d to file this petition	
available under each such chapter, and choose to proceed	eed under chapter 7.		1 to the this petition.	
[If no attorney represents me and no bankruptcy petitio petition] I have obtained and read the notice required by	by 11 U.S.C. § 342(b).	(Check only <b>one</b> box.)		
I request relief in accordance with the chapter of title 1			e with chapter 15 of title 11, United States	
Code, specified in this petition.	i, cinica saics	Code. Certified copies of the dattached.	documents required by § 1515 of title 11 are	
		D	V	
		title 11 specified in this petit	I request relief in accordance with the chapter of tion. A certified copy of the order granting	
<b>X</b> /s/ Timothy P. Oerkfitz		recognition of the foreign main	proceeding is attached.	
Signature of Debtor		X		
organical or Beston		-	· ,	
$\mathbf{x}$		(Signature of Foreign Represent	itative)	
Signature of Joint Debtor				
	1	(Printed Name of Foreign Repro	resentative)	
Telephone Number (If not represented by attorney)	<del></del>	(		
_30 June 2009				
Date		(Date)		
Signature of Attorney*				
X /s/ Scott A. Bentley		Signature of Non-Atto	orney Petition Preparer	
Signature of Attorney for Debtor(s)	<del></del>		hat: 1) I am a bankruptcy petition preparer	
SCOTT A. BENTLEY 6191377	1	as defined in 11 U.S.C. § 110, 2) I <sub>I</sub>	prepared this document for compensation,	
Printed Name of Attorney for Debtor(s)			a copy of this document and the notices U.S.C. § 110(b), 110(h), and 342(b); and,	
		3) if rules or guidelines have been p	promulgated pursuant to 11 U.S.C. § 110	
Firm Name		setting a maximum fee for services of preparers, I have given the debtor no	chargeable by bankruptcy petition otice of the maximum amount before any	
618 South Route 31		document for filing for a debtor or accepting any fee from the debtor, as		
Address		required in that section. Official For	orm 19 is attached.	
Suite 1 McHenry, IL 60050				
_(815) 385-0669		Printed Name and title, if any, of Ba	ankruptcy Petition Preparer	
Telephone Number		C 11C 1 N boutfish boot	*	
30 June 2009			akruptcy petition preparer is not an individu f the officer, principal, responsible person o	
Date *In a case in which § 707(b)(4)(D) applies, this signature	re also constitutes a		preparer.) (Required by 11 U.S.C. § 110.)	
certification that the attorney has no knowledge after an				
information in the schedules is incorrect.		Address		
Signature of Debtor (Corporation/Pa				
I declare under penalty of perjury that the information is true and correct, and that I have been authorized to f		X		
behalf of the debtor.	ine and personal			
The debtor requests relief in accordance with the chap	oter of title 11,	Date		
United States Code, specified in this petition.			preparer or officer, principal, responsible	
X	1		security number is provided above.	
Signature of Authorized Individual		Names and Social Security numbe	ers of all other individuals who prepared or	
		assisted in preparing this documen not an individual:	nt unless the bankruptcy petition preparer is	
Printed Name of Authorized Individual			41. 1	
		If more than one person prepared to conforming to the appropriate office	this document, attach additional sheets icial form for each person.	
Title of Authorized Individual	1	A bankruptcy petition preparer's failure	re to comply with the provisions of title 11	
Date		and the Federal Rules of Bankruptcy Pi	Procedure may result in fines or	

B1 D (Official Form 1, Exhibit D) (12/08)

# UNITED STATES BANKRUPTCY COURT Northern District of Illinois

In re	Timothy P. Oerkfitz	Case No.
_	Debtor(s)	(if known)

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
- 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.

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B1 D (Official Form 1, Exh. D) (12/08) - Cont.

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□ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

- **1** 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.] ☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.); Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the
  - extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
    - Active military duty in a military combat zone.
- 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

> /s/ Timothy P. Oerkfitz Signature of Debtor: TIMOTHY P. OERKFITZ

> > Date: \_\_\_30 June 2009

**B6 Cover (Form 6 Cover) (12/07)** 

# FORM 6. SCHEDULES

Summary of Schedules

Statistical Summary of Certain Liabilities and Related Data (28 U.S.C. § 159)

Schedule A - Real Property

Schedule B - Personal Property

Schedule C - Property Claimed as Exempt

Schedule D - Creditors Holding Secured Claims

Schedule E - Creditors Holding Unsecured Priority Claims

Schedule F - Creditors Holding Unsecured Nonpriority Claims

Schedule G - Executory Contracts and Unexpired Leases

Schedule H - Codebtors

Schedule I - Current Income of Individual Debtor(s)

Schedule J - Current Expenditures of Individual Debtor(s)

Unsworn Declaration under Penalty of Perjury

GENERAL INSTRUCTIONS: The first page of the debtor's schedules and the first page of any amendments thereto must contain a caption as in Form 16B. Subsequent pages should be identified with the debtor's name and case number. If the schedules are filed with the petition, the case number should be left blank

Schedules D, E, and F have been designed for the listing of each claim only once. Even when a claim is secured only in part or entitled to priority only in part, it still should be listed only once. A claim which is secured in whole or it part should be listed on Schedule D only, and a claim which is entitled to priority in whole or in part should be listed on Schedule E only. Do not list the same claim twice. If a creditor has more than one claim, such as claims arising from separate transactions, each claim should be scheduled separately.

Review the specific instructions for each schedule before completing the schedule.

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In re	Timothy P. Oerkfitz	Case No.
	Debtor	(If known)

# **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C -Property Claimed as Exempt.

DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM
Debtor's Residence (1/2 interest) 2661 Haydn Street Woodstock, IL 60098	Fee Simple		314,000.00	309,234.48
		. `	314.000.00	

(Report also on Summary of Schedules.)

Desc Main

In re	Timothy	P.	Oerkfitz

Debtor

Case No. \_\_\_\_\_(If known)

# **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See. 11 U.S.C. § 112 and Fed. R. Bankr. P. 1007(m).

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
Cash on hand.      Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	X	Checking Account McHenry County Federal Credit Union 345 E. Congress Parkway Crystal Lake, IL 60014		1,200.00
		Savings Account McHenry County Federal Credit Union 345 E. Congress Parkway Crystal Lake, IL 60014		42.58
<ol> <li>Security deposits with public utilities, telephone companies, landlords, and others.</li> </ol>	X			
Household goods and furnishings, including audio, video, and computer equipment.		Miscellaneous household goods and furnishings		1,500.00
5. Books. Pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.		Miscellaneous books, pictures, etc.		100.00
6. Wearing apparel.		Miscellaneous wearing apparel		200.00
7. Furs and jewelry.	X			
8. Firearms and sports, photographic, and other hobby equipment.	X			
Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X			
10. Annuities. Itemize and name each issuer.	X			

Document

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In re	Timothy P	. Oerkfitz

Case No	
	(If known)

Debtor

# **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)  12. Interests in IRA, ERISA, Keogh, or other	X	Tame Life Incomes of Delice.		0.00
pension or profit sharing plans. Give particulars.		Term Life Insurance Policy Thrivent Financial for Lutherans 4321 N. Ballard Road Appleton, WI 54919-0001		0.00
Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14. Interests in partnerships or joint ventures. Itemize.	X			
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	X			
16. Accounts receivable.	X			
17. Alimony, maintenance, support, and property settlement to which the debtor is or may be entitled. Give particulars.	X			
Other liquidated debts owing debtor including tax refunds. Give particulars.	X			
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
20. Contingent and noncontingent interests in estate or a decedent, death benefit plan, life insurance policy, or trust.	X			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights of setoff claims. Give estimated value of each.	X			
22. Patents, copyrights, and other intellectual property. Give particulars.	X			
23. Licenses, franchises, and other general intangibles. Give particulars.	X			

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In re	Timothy P	Oerkfitz

Case	No.	_

**Debtor** 

(If known)

# **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
24. Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. §101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25. Automobiles, trucks, trailers, and other vehicles and accessories.		2002 Pontiac Grand Prix		2,375.00
26. Boats, motors, and accessories.	X			
27. Aircraft and accessories.	X			
28. Office equipment, furnishings, and supplies.	X			
29. Machinery, fixtures, equipment, and supplies used in business.		Tools		250.00
30. Inventory.	X			
31. Animals.	X			
32. Crops - growing or harvested. Give particulars.	X			
33. Farming equipment and implements.	X			
34. Farm supplies, chemicals, and feed.	X			
35. Other personal property of any kind not already listed. Itemize.	X			
		0 continuation sheets attached Tota	a1	\$ 5,667.58

In re Timothy P. Oerkfitz

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Case No. (If known)

# SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor claims the exemptions to	o which	debtor is	s entitled	under:
(Check one box)				

**Debtor** 

	11 U.S.C. § 522(b)(2)
$   \sqrt{} $	11 U.S.C. § 522(b)(3)

Check if debtor claims a homestead exemption that exceeds
\$136.875.

DESCRIPTION OF PROPERTY	SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT VALUE OF PROPERTY WITHOUT DEDUCTING EXEMPTION
Debtor's Residence (1/2 interest)	735 I.L.C.S 5§12-901	15,000.00	314,000.00
Checking Account	735 I.L.C.S 5§12-1001(b)	1,200.00	1,200.00
Savings Account	735 I.L.C.S 5§12-1001(b)	42.58	42.58
Miscellaneous household goods and furnishings	735 I.L.C.S 5§12-1001(b)	1,500.00	1,500.00
Miscellaneous books, pictures, etc.	735 I.L.C.S 5§12-1001(b)	100.00	100.00
Miscellaneous wearing apparel	735 I.L.C.S 5§12-1001(a)	200.00	200.00
Term Life Insurance Policy	735 I.L.C.S 5§12-1001(f)	0.00	0.00
Tools	735 I.L.C.S 5§12-1001(d)	250.00	250.00
2002 Pontiac Grand Prix	735 I.L.C.S 5§12-1001(c)	0.00	2,375.00

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B6D (Official Form 6D) (12/07)

In re	Timothy P. Oerkfitz	<b>.</b>	Case No.	
	Debtor			(If known)

# SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT ORCOMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. 2004268-362-1 Citi Mortgage			Lien: 1st Mortgage Security: Debtor's Residence					
PO Box 9438 Gaithersburg, MD 20898-9438	X						247,699.71	0.00
			VALUE \$ 247,699.71					
ACCOUNT NO. 0866158876			Lien: Automobile Loan					8,983.99
Fifth Third Bank Chicago Box 630778 Cincinnati, OH 45274-0778	X		Security: 2002 Pontiac Grand Prix				11,358.99	3,732.77
			VALUE \$ 2,375.00					
ACCOUNT NO. 8601836374			Lien: 2nd Mortgage					
GMAC Mortgage PO BOX 4622 Waterloo, IA 50704-4622	X		Security: Debtor's Residence				61,534.77	0.00
			VALUE \$ 314,000.00					
0 continuation sheets attached	•	•	/T-4-1	Sub	tota	<u>&gt;</u>	\$ 320,593.47	\$ 8,983.99
			(Total o	or th	is pa	ge)	+ 220,502,47	+ 0.002.00

(Report also on

320,593.47

Total ➤

(Use only on last page)

(If applicable, report Summary of Schedules) also on Statistical Summary of Certain Liabilities and Related Data.)

8,983.99

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In re Timothy P. Oerkfitz	, Case No
Debtor	(if known)
SCHEDULE E - CREDITORS HOL	DING UNSECURED PRIORITY CLAIMS
unsecured claims entitled to priority should be listed in this schedu address, including zip code, and last four digits of the account num	y by type of priority, is to be set forth on the sheets provided. Only holders of the le. In the boxes provided on the attached sheets, state the name, mailing other, if any, of all entities holding priority claims against the debtor or the se a separate continuation sheet for each type of priority and label each with
	as with the creditor is useful to the trustee and the creditor and may be provided child's initials and the name and address of the child's parent or guardian, such child's name. See 11 U.S.C. § 112 and Fed.R.Bankr.P. 1007(m).
entity on the appropriate schedule of creditors, and complete Sched both of them or the marital community may be liable on each claim Joint, or Community." If the claim is contingent, place an "X" in the	tly liable on a claim, place an "X" in the column labeled "Codebtor," include the dule H-Codebtors. If a joint petition is filed, state whether husband, wife, in by placing an "H,""W,""J," or "C" in the column labeled "Husband, Wife, included "Contingent." If the claim is unliquidated, place an "X" are an "X" in the column labeled "Disputed." (You may need to place an "X" in
	beled "Subtotals" on each sheet. Report the total of all claims listed on this pleted schedule. Report this total also on the Summary of Schedules.
	each sheet in the box labeled "Subtotals" on each sheet. Report the total of all beled "Totals" on the last sheet of the completed schedule. Individual debtors warmary of Certain Liabilities and Related Data.
	on each sheet in the box labeled "Subtotals" on each sheet. Report the total of a k labeled "Totals" on the last sheet of the completed schedule. Individual debtoreal Summary of Certain Liabilities and Related
Check this box if debtor has no creditors holding unsecured pr	riority claims to report on this Schedule E.
EVDES OF DDIODITY OF AIMS (OF 1.4)	s) below if claims in that category are listed on the attached sheets)

# **Domestic Support Obligations**

Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).

# Extensions of credit in an involuntary case

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).

# Wages, salaries, and commissions

Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

# Contributions to employee benefit plans

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).

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B6E (Official Form 6E) (12/07) - Cont.

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Timothy P. Oerkfitz In re	, Case No
Debtor	(if known)
Certain farmers and fishermen	
Claims of certain farmers and fishermen, up to \$5,400* per farmer or fish	parman, against the debtor, as provided in 11 U.S.C. 8 507(a)(6)
Claims of Certain farmers and fishermen, up to \$5,400° per farmer of fish	terman, against the debtor, as provided in 11 0.5.C. § 507(a)(b).
Deposits by individuals	
Claims of individuals up to \$2,425* for deposits for the purchase, lease, or	or rental of property or services for personal, family, or household use,
that were not delivered or provided. 11 U.S.C. § 507(a)(7).	
Taxes and Certain Other Debts Owed to Governmental Units	
Taxes, customs duties, and penalties owing to federal, state, and local go	vernmental units as set forth in 11 U.S.C. § 507(a)(8).
Commitments to Maintain the Capital of an Insured Depository In	stitution
Claims based on commitments to the FDIC, RTC, Director of the Office of	of Thrift Supervision, Comptroller of the Currency, or Board of
Governors of the Federal Reserve System, or their predecessors or successors	
U.S.C. § 507 (a)(9).	
_	
Claims for Death or Personal Injury While Debtor Was Intoxicated	d
Claims for death or personal injury resulting from the operation of a mot lcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).	tor vehicle or vessel while the debtor was intoxicated from using
iconor, a drug, or anomer substance. 11 U.S.C. § 307(a)(10).	
$\ensuremath{^{*}}$ Amounts are subject to adjustment on April 1, 2010, and every three years	thereafter with respect to cases commenced on or after the date of

\* Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

0 \_\_\_\_ continuation sheets attached

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Document

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B6F (Official Form 6F) (12/07)

In re _	Timothy P. Oerkfitz	Case No	
	Debtor		(If known)

# SCHEDULE F- CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT ORCOMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 5184 4500 0049 0700 Chase Cardmember Services PO Box 15325 Wilmington, DE 19886-5325			Consideration: Credit card debt				14,008.65
ACCOUNT NO. 5424 1808 9694 2056  Citicard Box 6000 The Lakes, NV 89163-6000			Consideration: Credit card debt				8,965.49
ACCOUNT NO. 6011 0075 0327 0422  Discover PO Box 30943 Salt Lake City, UT 84130			Consideration: Credit card debt				9,646.62
ACCOUNT NO. 6011007503270422  FMA Alliance o/b/o Discover 11811 N. Freeway, Ste 900 Houston, TX 77060			Consideration: Credit card debt				Notice Only
continuation sheets attached	•			Subt	otal otal		\$ 32,620.76 \$

(Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)

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B6F (Official Form 6F) (12/07) - Cont.

In re _	Timothy P. Oerkfitz	Case No
	Debtor	(If known)

# SCHEDULE F- CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT ORCOMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF,	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 6034 6233 1279 2605  GE Money Bank PO Box 960061 Orlando, FL 32896-0061			Consideration: Credit card debt				4,000.00
ACCOUNT NO. 410028-06-1323176-7  HFC 1152 W. Maple Avenue Mundelein, IL 60060			Consideration: Personal loan				3,330.46
ACCOUNT NO.  HFC PO Box 4153 Carol Stream, IL 60128			Consideration: Personal loan				Notice Only
ACCOUNT NO. 3027947765  JB Robinson Jewelers PO Box 3680 Akron, OH 44309			Consideration: Credit card debt				264.37
ACCOUNT NO. 8022-9815  MHS Physician Services PO Box 5081 Janesville, WI 53547-5081			Consideration: Medical services				1,317.89
Sheet no. 1 of 2 continuation sheets atta to Schedule of Creditors Holding Unsecured	ched			Sub	tota	ı <b>≻</b>	\$ 8,912.72

to Schedule of Creditors Holding Unsecured Nonpriority Claims

Total ➤ \$ Case 09-72724 Doc 1 Filed 06/30/09 Entered 06/30/09 13:57:37 Desc Main Document Page 17 of 41

B6F (Official Form 6F) (12/07) - Cont.

In re _	Timothy P. Oerkfitz	Case No.	
	Debtor	(If known)	

# SCHEDULE F- CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT ORCOMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF,	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 7001 1911 3012 2956  Retail Services PO Box 17602  Baltimore, MD 21297-1602			Consideration: Credit card debt				700.00
ACCOUNT NO. 50471292  Sprint PO Box 4191 Carol Stream, IL 60197-4191	-		Consideration: Cellular Service				231.15
ACCOUNT NO.							
ACCOUNT NO.							
ACCOUNT NO.							

Sheet no. 2 of 2 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal \$ 931.15 Total \$ 42,464.63

(Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)

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In re	Timothy P. Oerkfitz	Case No.	
	Debtor		(if known)

# SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112 and Fed. R. Bankr. P. 1007(m).

$   \sqrt{} $	Check this box if debtor has no executory contracts or unexpired lease.
_	J 1

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE, OF OTHER PARTIES TO LEASE OR CONTRACT.	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.

In re	Timothy P. Oerkfitz	Case No.	
_	Debtor		(if known)

# **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112 and Fed. Bankr. P. 1007(m).

☐ Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
Sabrina Boone	Citi Mortgage
2661 Haydn Street	PO Box 9438
Woodstock, IL 60098	Gaithersburg, MD 20898-9438
Sabrina Boone	Fifth Third Bank Chicago
2661 Haydn Street	Box 630778
Woodstock, IL 60098	Cincinnati, OH 45274-0778
Sabrina Boone	GMAC Mortgage
2661 Haydn Street	PO BOX 4622
Woodstock, IL 60098	Waterloo, IA 50704-4622

In re_	Timothy P. Oerkfitz	Case	
	Debtor	Case	(if known)

# SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital	DEPENDENTS OF DEBTOR AND SPOUSE				
Status: Divorced	RELATIONSHIP(S): No dependents		AGE(S):		
<b>Employment:</b>	DEBTOR		SPOUSE		
Occupation	Temp				
Name of Employer	Venturi Staffing				
How long employed	start date 11/17/08				•
Address of Employer	2200 Lakeshore Drive		N.A.		
	Woodstock, IL 60098				
NCOME: (Estimate of aver	rage or projected monthly income at time case filed)		DEBTOR	SPC	USE
l. Monthly gross wages, sa			\$1,560.00_	\$	N.A
(Prorate if not paid me					
2. Estimated monthly overt	ime		\$0.00_	\$	N.A
3. SUBTOTAL			\$1,560.00	\$	N.A
4. LESS PAYROLL DEDU	ICTIONS				
a. Payroll taxes and so	ocial security		\$ 335.14	\$	N.A
b. Insurance	ciai socurity		\$0.00	\$	N.A
c. Union Dues			\$0.00	\$	N.A
d. Other (Specify:		)	\$	\$	N.A
5. SUBTOTAL OF PAYRO	DLL DEDUCTIONS		\$335.14	\$	N.A
6 TOTAL NET MONTHL	Y TAKE HOME PAY		\$1,224.86	\$	N.A
7. Regular income from op	eration of business or profession or farm		\$0.00	\$	N.A
(Attach detailed statement					
8. Income from real proper	ty		\$0.00	\$	N.A
9. Interest and dividends			\$0.00	\$	N.A.
10. Alimony, maintenance	e or support payments payable to the debtor for the		¢ 0.00	¢	NT A
debtor's use or that of de			\$0.00	\$	N.A
<ol> <li>Social security or other</li> </ol>			\$0.00	\$	N.A
(Specify)					
2. Pension or retirement in	ncome		\$0.00	\$	
(Specify)			\$0.00	\$	N.A.
(Specify)			\$0.00	\$	N.A.
4. SUBTOTAL OF LINES	S 7 THROUGH 13		\$0.00	\$	N.A
5. AVERAGE MONTHLY	Y INCOME (Add amounts shown on Lines 6 and 14)		\$1,224.86	\$	N.A
6. COMBINED AVERAGE from line 15)	GE MONTHLY INCOME (Combine column totals		\$	1,224.86	
110111 IIIC 13)			Summary of Schedules mmary of Certain Liabi		
17. Describe any increase o	or decrease in income reasonably anticipated to occur wi	thin the year followi	ing the filing of this do	cument:	

17. Describe ai	if increase of decrease in income reasonably and space to occur within the year following the fining of this document.
None	

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In re Timothy P. Oerkfitz	Case No(if known)
Debtor	(if known)
SCHEDULE J - CURRENT EXPENDIT	TURES OF INDIVIDUAL DEBTOR(S)
Complete this schedule by estimating the average or projected refiled. Prorate any payments made biweekly, quarterly, semi-annually, or a calculated on this form may differ from the deductions from income allow	
Check this box if a joint petition is filed and debtor's spouse maintain labeled "Spouse."	ns a separate household. Complete a separate schedule of expenditure
. Rent or home mortgage payment (include lot rented for mobile home)	\$2.223.2
a. Are real estate taxes included? YesN	,
b. Is property insurance included? Yes N	
2. Utilities: a. Electricity and heating fuel	\$128.0
b. Water and sewer	\$30.0
c. Telephone	\$
d. Other Garbage 16.66 Cable 80 Cell 100	
B. Home maintenance (repairs and upkeep)	\$
l. Food	\$
5. Clothing	\$50.0
5. Laundry and dry cleaning	\$
7. Medical and dental expenses	\$0.0
3. Transportation (not including car payments)	\$160.0
D. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$0,0
0.Charitable contributions	\$0.0
1.Insurance (not deducted from wages or included in home mortgage payments)	
a. Homeowner's or renter's	\$0.0
b. Life	\$81.5
c. Health	\$0.0
d.Auto	\$30.0
e. Other_	\$\$
2. Taxes (not deducted from wages or included in home mortgage payments	
Specify)	\$0.0
3. Installment payments: (In chapter 11, 12, and 13 cases, do not list payme	
a. Auto	\$238.0
b. Other	
c. Other	\$
4. Alimony, maintenance, and support paid to others	\$0.0
5. Payments for support of additional dependents not living at your home	\$0.0
6. Regular expenses from operation of business, profession, or farm (attach	detailed statement) \$0.0
7. Other	\$0.0
8. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on S	Summary of Schedules and, \$\\\\$_3,632.4
f applicable, on the Statistical Summary of Certain Liabilities and Related D	
9. Describe any increase or decrease in expenditures reasonably anticipated	to occur within the year following the filing of this document:

1,224.86

3,632.46 -2,407.60

None

20. STATEMENT OF MONTHLY NET INCOME

c. Monthly net income (a. minus b.)

a. Average monthly income from Line 15 of Schedule I

b. Average monthly expenses from Line 18 above

B6 Summary (Official Form 6 - Summary) (12/07)

# United States Bankruptcy Court

Northern District of Illinois

In re	Timothy P. Oerkfitz		Case No.	
		Debtor		
			Chapter	7

# **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

# AMOUNTS SCHEDULED

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A – Real Property	YES	1	\$ 314,000.00		
B – Personal Property	YES	3	\$ 5,667.58		
C – Property Claimed as exempt	YES	1			
D – Creditors Holding Secured Claims	YES	1		\$ 320,593.47	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	YES	2		\$ 0.00	
F - Creditors Holding Unsecured Nonpriority Claims	YES	3		\$ 42,464.63	
G - Executory Contracts and Unexpired Leases	YES	1			
H - Codebtors	YES	1			
I - Current Income of Individual Debtor(s)	YES	1			\$ 1,224.86
J - Current Expenditures of Individual Debtors(s)	YES	1			\$ 3,632.46
тот	ral.	15	\$ 319,667.58	\$ 363,058.10	

# Official Form 19-5245 is in a point of the content of the content

In re	Timothy P. Oerkfitz	Case No	
	Debtor		
		Chapter 7	

# STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. §101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount	
Domestic Support Obligations (from Schedule E)	\$	0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$	0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$	0.00
Student Loan Obligations (from Schedule F)	\$	0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	\$	0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$	0.00
TOTAL	\$	0.00

# **State the Following:**

Average Income (from Schedule I, Line 16)	\$ 1,224.86
Average Expenses (from Schedule J, Line 18)	\$ 3,632.46
Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C Line 20)	\$ 981.33

# State the Following:

State the Following.		
Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 8,983.99
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$ 0.00
4. Total from Schedule F		\$ 42,464.63
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$ 51,448.62

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Case	No

Debtor (If known)

# **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

DECLARATION UNDER P	ENALTY OF PERJURY BY INDIVIDUAL DEBTOR
I declare under penalty of perjury that I have read the are true and correct to the best of my knowledge, information,	e foregoing summary and schedules, consisting of17 sheets, and that they and belief.
Date 30 June 2009	Signature:/s/ Timothy P. Oerkfitz
	Debtor:
Date	Signature: Not Applicable
	(Joint Debtor, if any)
	[If joint case, both spouses must sign.]
DECLARATION AND SIGNATURE OF NON-AT	TORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110)
compensation and have provided the debtor with a copy of this d 110(h) and 342(b); and, (3) if rules or guidelines have been prom	prepared preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for ocument and the notices and information required under 11 U.S.C. §§ 110(b), aulgated pursuant to 11 U.S.C. § 110 setting a maximum fee for services charges of the maximum amount before preparing any document for filing for a debtor or
Printed or Typed Name and Title, if any, of Bankruptcy Petition Preparer	Social Security No. (Required by 11 U.S.C. § 110.)
If the bankruptcy petition preparer is not an individual, state the name, title (who signs this document.	(if any), address, and social security number of the officer, principal, responsible person, or part
Address X	
Signature of Bankruptcy Petition Preparer	Date
Names and Social Security numbers of all other individuals who prepared or a	assisted in preparing this document, unless the bankruptcy petition preparer is not an individual:
f more than one person prepared this document, attach additional signed she	ets conforming to the appropriate Official Form for each person.
bankruptcy petition preparer's failure to comply with the provisions of title 11 and 8 U.S.C. § 156.	d the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. §
DECLARATION UNDER PENALTY OF PERJ	URY ON BEHALF OF A CORPORATION OR PARTNERSHIP
or an authorized agent of the partnership ] of the	ent or other officer or an authorized agent of the corporation or a member [corporation or partnership] named as debtor foregoing summary and schedules, consisting of sheets (total to the best of my knowledge, information, and belief.
Date	Signature:
	[Print or type name of individual signing on behalf of debtor.]
[An individual signing on behalf of a partnership	or corporation must indicate position or relationship to debtor.]

Case 09-72724 B7 (Official Form 7) (12707)

# Doc 1 Filed 06/30/09 Entered 06/30/09 13:57:37 Desc Main UNITED STATES BANKEUPTCY COURT

Northern District of Illinois

In Re	Timothy P. Oerkfitz	Case No
-		(if known)

# STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. If the answer to an applicable question is "None," mark the box labeled "None." If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

# **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or selfemployed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

# 1. Income from employment or operation of business

None

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

	AMOUNT		SOURCE	
2009	10682.50	Employment		FY: 01/01/09 to 03/31/09
2008	22014.59	Employment		
2007	54675.00	Employment		

# 2. Income other than from employment or operation of business

None

State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the two years immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

None

# 3. Payments to creditors

Complete a. or b., as appropriate, and c.

a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within 90 days immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR	DATES OF PAYMENTS	AMOUNT PAID	AMOUNT STILL OWING
Citi Mortgage PO Box 9438 Gaithersburg, MD 20898-9438	08-08, 09-08, 10-08, 11-08	5768.00	247,699.71
McHenry County Tax Assessor 2200 N. Seminary Avenue Woodstock, IL 60098	09-08	2224.00	0
Various Bills	12-6-08 through 2-5-09	2904.00	0.00

None

b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR

DATES OF PAYMENTS

AMOUNT PAID AMOUNT STILL OWING

### Case 09-72724 Doc 1 Filed 06/30/09 Entered 06/30/09 13:57:37 Desc Main Page 27 of 41 Document

None

 $\boxtimes$ 

c. All debtors: List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR

DATES OF **PAYMENTS**  AMOUNT PAID

AMOUNT STILL **OWING** 

# 4. Suits and administrative proceedings, executions, garnishments and attachments

None M

List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

**CAPTION OF SUIT** AND CASE NUMBER NATURE OF PROCEEDING

COURT OR AGENCY AND LOCATION

STATUS OR DISPOSITION

None  $\boxtimes$ 

Describe all property that has been attached, garnished or seized under any legal or equitable process within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED

DATE OF **SEIZURE** 

DESCRIPTION AND VALUE OF PROPERTY

Repossessions, foreclosures and returns

None

M

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER DATE OF REPOSESSION, FORECLOSURE SALE, TRANSFER OR RETURN

DESCRIPTION AND VALUE OF PROPERTY

# 6. Assignments and Receiverships

None

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF ASSIGNEE DATE OF ASSIGNMENT

TERMS OF ASSIGNMENT OR SETTLEMENT

None

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CUSTODIAN NAME AND LOCATION OF COURT CASE TITLE & NUMBER DATE OF ORDER DESCRIPTION AND VALUE OF PROPERTY

7. Gifts

None

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case, except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION RELATIONSHIP TO DEBTOR, IF ANY DATE OF GIFT DESCRIPTION AND VALUE OF GIFT

8. Losses

None

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY DESCRIPTION OF CIRCUMSTANCES, AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS DATE OF LOSS

# 9. Payments related to debt counseling or bankruptcy None List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one year immediately preceding the commencement of this case. NAME AND ADDRESS DATE OF PAYMENT, AMOUNT OF MONEY OR NAME OF PAYOR IF **DESCRIPTION AND** OF PAYEE OTHER THAN DEBTOR VALUE OF PROPERTY Scott A. Bentley 12-2008 \$750.00 618 South Route 31 Suite 1 McHenry, IL 60050 10. Other transfers None List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition NAME AND ADDRESS OF TRANSFEREE. DATE DESCRIBE PROPERTY RELATIONSHIP TO DEBTOR TRANSFERRED AND VALUE RECEIVED Darren Riuchin 12-6-08 1996 Chevrolet Truck - \$5000.00 address unknown Relationship: Unrelated Third Party

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

None

NAME OF TRUST OR OTHER DEVICE

DATE(S) OF TRANSFER(S) AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR'S INTEREST IN PROPERTY

# 11. Closed financial accounts

None

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER, AND AMOUNT OF FINAL BALANCE

AMOUNT AND DATE OF SALE OR CLOSING

Fidelity Brokerage

Services 100 Summer Street Boston, MA 02110 401K Closing Balance: 0.00 6564.70

# 12. Safe deposit boxes

None

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY DESCRIPTION OF CONTENTS

DATE OF TRANSFER OR SURRENDER, IF ANY

# 13. Setoffs

None

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATE OF SETOFF AMOUNT OF SETOFF

# 14. Property held for another person

None

List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS OF OWNER DESCRIPTION AND VALUE OF PROPERTY

LOCATION OF PROPERTY

# 15. Prior address of debtor

None

 $\boxtimes$ 

If the debtor has moved within the three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS NAME USED DATES OF OCCUPANCY

# 16. Spouses and Former Spouses

None

 $\boxtimes$ 

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

# NAME

# 17. Environmental Sites

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

None



a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

SITE NAME AND ADDRESS NAME AND ADDRESS OF GOVERNMENTAL UNIT DATE OF NOTICE ENVIRONMENTAL LAW b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

None

SITE NAME NAME AND ADDRESS DATE OF ENVIRONMENTAL AND ADDRESS OF GOVERNMENTAL UNIT NOTICE LAW

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

None

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DOCKET NUMBER

STATUS OR DISPOSITION

# 18. Nature, location and name of business

None

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partnership, sole proprietorship, or was self-employed in a trade, profession, or other activity either full- or part-time within six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within the six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within the six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within the six years immediately preceding the commencement of this case.

NAME

LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER INDIVIDUAL TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN **ADDRESS** 

NATURE OF BUSINESS BEGINNING AND ENDING DATES

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

None

NAME

ADDRESS

[Questions 19 - 25 are not applicable to this case]

\* \* \* \* \* \*

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	[If completed by an individual or individual a	nd spouse]	
	I declare under penalty of perjury that I have read the attachments thereto and that they are true and correct		n the foregoing statement of financial affairs and any
Date	30 June 2009	Signature	/s/ Timothy P. Oerkfitz
		of Debtor	TIMOTHY P. OERKFITZ
	_0	continuation sheets	attached
	Penalty for making a false statement: Fine	of up to \$500,000 or i	nprisonment for up to 5 years, or both. 18 U.S.C. §152 and 3571
compen (3) if ru preparer	clare under penalty of perjury that: (1) I am a bankru sation and have provided the debtor with a copy of the iles or guidelines have been promulgated pursuant to	aptcy petition preparer is document and the national U.S.C. § 110 setting	BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110) as defined in 11 U.S.C. § 110; (2) I prepared this document for trices and required under 11U.S.C. §§ 110(b), 110(h), and 342(b); as a maximum fee for services chargeable by bankruptcy petition any document for filing for a debtor or accepting any fee from the
If the ban	or Typed Name and Title, if any, of Bankruptcy Petitio akruptcy petition preparer is not an individual, state the name, who signs this document.	*	Social Security No. (Required by 11 U.S.C. § 110(c).) social security number of the officer, principal, responsible person, or
Address	;		
X			
Signatu	re of Bankruptcy Petition Preparer		Date
	and Social Security numbers of all other individuals who ndividual:	o prepared or assisted	in preparing this document unless the bankruptcy petition preparer is
If more	than one person prepared this document, attach additio	nal signed sheets confo	orming to the appropriate Official Form for each person.

 $A\ bankruptcy\ petition\ preparer's\ failure\ to\ comply\ with\ the\ provisions\ of\ title\ 11\ and\ the\ Federal\ Rules\ of\ Bankruptcy\ Procedure\ may\ result\ in\ fines\ or\ imprisonment\ or\ both.\ 18\ U.S.C.\ \S156.$ 

B8 (Official Form 8) (12/08)

# UNITED STATES BANKRUPTCY COURT Northern District of Illinois

	Timothy P. Oerkfitz		
In re		 Case No.	
111 10	Debtor	 cuse 110.	Chapter 7

# **CHAPTER 7 INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION**

**PART A** - Debts secured by property of the estate. (*Part A must be fully completed for EACH debt which is secured by property of the estate. Attach additional pages if necessary.*)

[	7
Property No. 1	
Creditor's Name: Citi Mortgage	Describe Property Securing Debt: Debtor's Residence (1/2 interest)
Property will be (check one):  Surrendered	
If retaining the property, I intend to (check at least one):	
Redeem the property	
Reaffirm the debt	
Other. Explain	(for example, avoid lien
using 11 U.S.C. §522(f)).	
Property is (check one):  Claimed as exempt	Not claimed as exempt
Property No. 2 (if necessary)	1
Creditor's Name: GMAC Mortgage	Describe Property Securing Debt: Debtor's Residence (1/2 interest)
Property will be (check one):  Surrendered  Retained	.l
Surrendered V Retained	
If retaining the property, I intend to (check at least one):	
Redeem the property	
Reaffirm the debt	
Other. Explain	(for example, avoid lien
using 11 U.S.C. §522(f)).	
Decrease in (all sales and)	
Property is (check one):  Claimed as exempt	Not claimed as exempt

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Page 2

PART B - Personal property subject to unexpired leases. (All three columns of Part B must be completed for Each unexpired lease. Attach additional pages if necessary.)

Property No. 1 NO Leased Proper	ty	
Lessor's Name:	Describe Leased Property:	Lease will be Assumed pursuant to 11 U.S.C. §365(p)(2)):
		☐ YES ☐ NO
Property No. 2 (if necessary)		
Lessor's Name:	Describe Leased Property:	Lease will be Assumed pursuant to 11 U.S.C. §365(p)(2)):
		☐ YES ☐ NO
Property No. 3 (if necessary)		
Lessor's Name:	Describe Leased Property:	Lease will be Assumed pursuant to 11 U.S.C. §365(p)(2)):
		☐ YES ☐ NO
continuation sheets attached (	if any) hat the above indicates my intention as to	o any property of my
	l property subject to an unexpired lease.	
Date: 30 June 2009	/s/ Timothy P. Oerk	fitz
	Signature of Debtor	
	Signature of Joint Debt	or

# CHAPTER 7 INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION (Continuation Sheet)

PART A - Continuation

Property No: 3	
Creditor's Name: Fifth Third Bank Chicago	Describe Property Securing Debt: 2002 Pontiac Grand Prix
Property will be (check one):	
☐ Surrendered <b>▼</b> Retained	
If retaining the property, I intend to (check at least one):	
Redeem the property	
▼ Reaffirm the debt	
Other. Explain	(for example, avoid lien
using 11 U.S.C.§522(f)).	
Property is (check one):  Claimed as exempt	Not claimed as exempt

Desc Main

**B 201** (12/08)

# UNITED STATES BANKRUPTCY COURT

# **Northern District of Illinois**

# NOTICE TO INDIVIDUAL CONSUMER DEBTOR UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a joint case (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

# 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days before the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

# 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

# Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

# Chapter 13: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

# Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

# Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

# 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

# **Certificate of [Non-Attorney] Bankruptcy Petition Preparer**

I, the [non-attorney] bankruptcy petition preparer signing the debtor's petition, hereby certify that I delivered to the debtor

Printed Name and title, if any, of Bankruptcy Petition Preparer	Social Security number (If the bankruptcy petition		
Address:	preparer is not an individual, state the Social Security number of the officer, principal, responsible person, or partner of		
X	by 11 U.S.C. § 110.)		
Signature of Bankruptcy Petition Preparer or officer,			
principal, responsible person, or partner whose Social			

# **Certificate of the Debtor**

I (We), the debtor(s), affirm that I (we) have received and read this notice.

this notice required by § 342(b) of the Bankruptcy Code.

Security number is provided above.

Timothy P. Oerkfitz	X/s/ Timothy P. Oerkfitz 30 June 2009
Printed Name(s) of Debtor(s)	Signature of Debtor Date
Case No. (if known)	X
	Signature of Joint Debtor (if any) Date

Chase Cardmember Services PO Box 15325 Wilmington, DE 19886-5325

Citi Mortgage PO Box 9438 Gaithersburg, MD 20898-9438

Citicard Box 6000 The Lakes, NV 89163-6000

Discover PO Box 30943 Salt Lake City, UT 84130

Fifth Third Bank Chicago Box 630778 Cincinnati, OH 45274-0778

FMA Alliance o/b/o Discover 11811 N. Freeway, Ste 900 Houston, TX 77060

GE Money Bank PO Box 960061 Orlando, FL 32896-0061

GMAC Mortgage PO BOX 4622 Waterloo, IA 50704-4622

HFC 1152 W. Maple Avenue Mundelein, IL 60060

HFC PO Box 4153 Carol Stream, IL 60128

JB Robinson Jewelers PO Box 3680 Akron, OH 44309 MHS Physician Services PO Box 5081 Janesville, WI 53547-5081

Retail Services PO Box 17602 Baltimore, MD 21297-1602

Sabrina Boone 2661 Haydn Street Woodstock, IL 60098

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Sprint PO Box 4191 Carol Stream, IL 60197-4191

B203 12/94

# United States Bankruptcy Court Northern District of Illinois

,	In re Timothy P. Oerkfitz	Case No	)	
]	Debtor(s)	1		<del></del>
	DISCLOSURE OF COMPENSATION OF	ATTORNEY FOR	DEBTOR	
a	Pursuant to 11 U .S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify and that compensation paid to me within one year before the filing of tendered or to be rendered on behalf of the debtor(s) in contemplati	f the petition in bankrupto	cy, or agreed to	be paid to me, for services
F	For legal services, I have agreed to accept	\$	750.00	
	Prior to the filing of this statement I have received		750.00	
	Balance Due			
	The source of compensation paid to me was:	,		
3.	The source of compensation to be paid to me is:			
<i>'</i> .	Debtor Other (specify)			
l. assoc	I have not agreed to share the above-disclosed compensation liates of my law firm.	with any other person un	less they are r	members and
	I have agreed to share the above-disclosed compensation with law firm. A copy of the agreement, together with a list of the names			
,	In return for the above-disclosed fee, I have agreed to render legal		·	·
	<ul> <li>a. Analysis of the debtor's financial situation, and rendering advice</li> <li>b. Preparation and filing of any petition, schedules, statements of a</li> <li>c. Representation of the debtor at the meeting of creditors and con</li> </ul>	affairs and plan which ma	y be required;	
6.	By agreement with the debtor(s), the above-disclosed fee does no	ot include the following se	rvices:	
	CERT	TIFICATION		
	I certify that the foregoing is a complete statement of any ag debtor(s) in the bankruptcy proceeding.	reement or arrangement	for payment to	ome for representation of the
	30 June 2009	/s/ Scott A. Bentley		
	Date	Sig	nature of Atto	rney
		Na	me of law firm	